IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

Bail Appl..No. 7162 of 2006()

CRIME NO. 361/06 OF KOTTAKKAL POLICE STATION

PETITIONER:

SHARAFUDDIN, S/O.HAMZA,
KUNHIMMUVINTE PURAKKAL HOUSE,
CHEERANKADAPPURAM, TANUR.

BY ADV. SRI.K.K.MOHAMED RAVUF

RESPONDENT:

THE STATE OF KERALA,
REPRESENTED BY THE STATION HOUSE OFFICER,
KOTTAKKAL POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 11/12/2006, ALONG WITH BA NO. 7204 OF 2006 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

* * * * * * * * * * * * * * * * * * * *

B.A. Nos. 7162/06
& 7204 of 2006

* * * * * * * * * * * * * * * * * * * *

Dated, this the 11th day of December 2006

ORDER

Accused Nos. 4 and 3 in Crime No. 361/06 of Kottakkal Police Station for an offence punishable under Sec. 395 I.P.C. seek their enlargement on bail. A3 was arrested on 27-11-2006 and A4 was arrested on 11-11-2006.

2. The learned Public prosecutor opposed the application and made available to me the case diary files relating to the matter.

3. Accused Nos. 1 to 5 volunteering to help the de facto complainant for effecting sale of his Maruthi Alto Car, on 14-10-2006 at about 10.30 p.m. at a place called Chankuvetti in Edarikkode amsom inflicted bodily injuries from the said car and robbed him off the cash which he was carrying and also his mobile phone. They also took away the Maruthi Car.

4. Many of the accused persons are also accused in other crimes involving similar offences. The strategy employed by them of befriending the de facto complainant and volunteering to facilitate the sale of his car and thereafter betraying the confidence reposed in them by the complainant indicates the warped mind of the accused

persons. The investigation of the case is still in the preliminary stage. I am not inclined to grant bail to the petitioners.

These petitions are, accordingly, dismissed.

Sd/- V. RAMKUMAR,
(JUDGE)

ani.

/true copy/

P.A. to Judge